

Our Docket No: 042390.P6488C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OFFICE OF PETITIONS  
DEPUTY A/C PATENTS

In re Application of: )  
Shah-Nazaroff et al. )  
Application No: 09/904,825 )  
Filed: Concurrently Herewith )  
For: Method and Apparatus for Collecting )  
and Providing Viewer Feedback )  
to a Broadcast )

Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

FIRST CLASS CERTIFICATE OF MAILING  
(37 C.F.R. § 1.8 (a) )

I hereby certify that this correspondence is being deposited  
with the United States Postal Service as First Class Mail with  
sufficient postage in an envelope addressed to the Assistant  
Commissioner for Patents, Washington, D.C. 20231.

on August 16, 2001  
Date of Deposit

April Worley  
Name of Person Mailing Correspondence

April Worley 8/16/01  
Signature Date

PETITION

Assistant Commissioner for Patents  
Washington, D.C. 20231

1. This is in response to the "Notice of Omitted Items" mailed for this application on August 9, 2001. A copy of the "Notice of Omitted Items" is enclosed herewith.
2. Applicants petition to accept the date of this submission as the application filing date.
3. Applicants request the acceptance of the enclosed omitted drawing figures 8 and 9 in the continuation application identified above. These drawings were originally filed in the parent application and so no supplemental declaration is required.
4. Attached is a check in the amount of \$130.00.

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: 8/16/01

Gordon R. Lindeen III  
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Docket No. 042390.P6488C  
Application No. 09/904,825



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/904,825	07/12/2001	Anthony A. Shah-Nazaroff	42390.P6488C

CONFIRMATION NO. 7188

## FORMALITIES LETTER



\*OC00000006401719\*

Gordon R. Lindeen III  
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Seventh Floor  
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Date Mailed: 08/09/2001

## NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 8 & 9 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

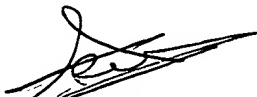
II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

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*A copy of this notice MUST be returned with the reply.*

A handwritten signature in black ink, appearing to be "J. S. Smith", is written over a horizontal line.

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY